

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

James A. Burk, Jr., et al.,	:	
	:	
Plaintiffs,	:	Civil Action No. 2:20-cv-6256
	:	
v.	:	Judge Graham
	:	
City of Columbus, et al.,	:	Magistrate Judge Vascura
	:	
Defendants.	:	

**PLAINTIFFS' NOTICE OF OBJECTIONS TO PRE-RECORDED
TRIAL TESTIMONY OF JAMES H. RUBRIGHT, MD (ECF No. 154)**

Video Time	Transcript	Objection
37:16	28:12–28:20	Objection withdrawn.
39:49	30:6–30:11	Irrelevant and prejudicial (Fed. R. Evid. 401, 403). Dr. Rubright's knowledge of the non-final, cancelled ATF action is irrelevant to his disability findings. It is also irrelevant for the jury to hear about a non-final and cancelled agency action.
39:57	30:12–15	Objection withdrawn.

Respectfully submitted,

/s/ Barton R. Keyes

Rex H. Elliott (0054054)

Barton R. Keyes (0083979)

Abigail F. Chin (0097928)

Spencer C. Meador (0099990)

Cooper Elliott

305 West Nationwide Boulevard

Columbus, Ohio 43215

(614) 481-6000

(614) 481-6001 (fax)

rexe@cooperelliott.com

bartk@cooperelliott.com

abbyc@cooperelliott.com

spencerc@cooperelliott.com

Attorneys for Plaintiffs

James Burk and Summer Hilfers

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Notice of Objections was filed electronically and served electronically on the following counsel of record, this 11th day of November, 2024:

Alexandra N. Pickerill, Esq.
Sheena D. Rosenberg, Esq.
Sarah N. Feldkamp, Esq.
Assistant City Attorneys
City of Columbus, Department of Law
Zach Klein, City Attorney
77 North Front Street
Columbus, Ohio 43215
anpickerill@columbus.gov
sdrosenberg@columbus.gov
snfeldkamp@columbus.gov

Attorneys for Defendants

/s/ Barton R. Keyes _____